

RESOLUTION NO. 2022-01

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SOUTH COUNTY REGIONAL WASTEWATER AUTHORITY MAKING CERTAIN FINDINGS RELATING TO THE EXISTING STATE OF EMERGENCY CAUSED BY THE COVID-19 PANDEMIC AND DETERMINING AS A RESULT OF THE STATE OF EMERGENCY THAT CITY COUNCIL MEETINGS AND MEETINGS OF OTHER CITY LEGISLATIVE BODIES SHALL BE HELD BY TELECONFERENCING PURSUANT TO GOVERNMENT CODE SECTION 54953(E)

WHEREAS, on March 4, 2020, the Governor issued a proclamation of a state of emergency pursuant to Government Code Section 8625, relating to the respiratory illness known as COVID-19, which is caused by the novel coronavirus SARS-CoV-2; and

WHEREAS, the Governor's proclamation remains in effect; and

WHEREAS, on March 11, 2020, the World Health Organization declared the existence of a pandemic due to the global spread of COVID-19; and

WHEREAS, on March 13, 2020, the Director of Emergency Services issued a proclamation declaring the existence of a local emergency within the City relating to COVID-19, and on March 16, 2020, the City Council adopted a resolution ratifying the declaration of local emergency; and

WHEREAS, since August 2, 2021, an order of the Santa Clara County Public Health Officer has been in effect requiring the use of face coverings indoors by all persons; and

WHEREAS, despite progress in addressing the pandemic, not all eligible individuals are fully vaccinated, and new, more virulent variants of the SARS-CoV-2 virus are spreading in California and throughout the world; and

WHEREAS, to date, Santa Clara County has had nearly 190,000 reported cases of COVID-19, and nearly 2,000 residents of the County have died of the illness; and

WHEREAS, as of January 6, 2022, the Santa Clara County Health Department reported a seven-day rolling average of 1,918 new COVID-19 cases per day; and

WHEREAS, since Thanksgiving, the statewide seven-day average case rate has increased by over 800 percent, and the number of COVID-19 hospitalized patients has increased by over 150 percent; and

WHEREAS, this surge is being driven by the recent emergence of the Omicron variant, which early data suggests is more transmissible than the Delta variant; and

WHEREAS, on January 5, 2022, the Governor issued Executive Order N-1-22, which extends from January 1, 2022, until April 1, 2022, the date by which state bodies may continue to meet by teleconferencing; and

WHEREAS, as a result of the COVID-19 pandemic, and in particular because of the recent surge in cases caused by the Omicron variant, continuing to hold in-person meetings of the City Council and of the City's other legislative bodies would present imminent risks to the health or safety of attendees; and

WHEREAS, AB 361, which was signed into law on September 16, 2021, amended Government Code Section 54953 to authorize local legislative bodies to determine by resolution to conduct meetings by teleconferencing during proclaimed public health emergencies, and any such resolution must be reaffirmed every thirty (30) days to continue in effect.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SOUTH COUNTY REGIONAL WASTEWATER AUTHORITY (the "Board") THAT

1. The Board finds that the foregoing recitals are true and correct.
2. Beginning on the date of the adoption of this Resolution, the Board shall meet by teleconferencing. Such meetings shall be conducted according to the requirements set forth in Government Code Section 54953(e)(2).
3. This resolution shall be of no further force and effect on March 4, 2022, unless prior to that date the Board reconsiders this resolution and finds that either of the following circumstances exists:
 - a. The state of emergency relating to COVID-19 continues to directly impact the ability of the members of the Board and of the public to meet safely in person; or
 - b. State or local officials have imposed or recommended measures to promote social distancing.


PASSED AND ADOPTED this 2d day of February 2022, by the following vote:

AYES: DIRECTORS: SPRING, TOVAR, BLANKLEY, BRACCO, MCKAY

NOES: DIRECTORS:

ABSENT: DIRECTORS:

APPROVED:

DocuSigned by:

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Chairperson

ATTEST:

DocuSigned by:

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Gina Bonnell, Deputy Secretary